



Docket No.: 00124-01087  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Ian Craig Barkhouse

Conf. No.: 4980

Application No.: 10/710,981

Group Art Unit: 3673

Filed: August 16, 2004

Examiner: Not Yet Assigned

For: COLLAPSIBLE MATTRESS BORDER  
CONSTRUCTION AND METHOD

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of Application – Filing Date Granted mailed September 17, 2004 (enclosed herewith), Applicant respectfully submits Combined Declaration and Power of Attorney.

Also enclosed is an Information Disclosure Statement.


Application No.: 10/710,981-Conf. #4980

Docket No.: 00124-01087

We authorize the Director to charge the \$130.00 fee to our Deposit Account No. 03-2775. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 03-2775, under Order No. 00124-01087-US. A duplicate copy of this paper is enclosed.

Dated: October 26, 2004

Respectfully submitted,

By 

Patricia Smink Rogowski

Registration No.: 33,791

CONNOLLY BOVE LODGE & HUTZ LLP

1007 North Orange Street

P.O. Box 2207

Wilmington, Delaware 19899

(302) 658-9141

(302) 658-5614 (Fax)

Attorney for Applicant

Enclosure:

Missing Parts Notice

Combined Declaration and Power of Attorney

Information Disclosure Statement

**FAX TRANSMISSION****DATE:** October 26, 2004**PTO IDENTIFIER:** Application Number 10/710,981-Conf. #4980  
Patent Number**Inventor:** Ian C. Barkhouse**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (703) 746-4060**FROM:** CONNOLLY BOVE LODGE & HUTZ LLP

Patricia Smink Rogowski

**PHONE:** (302) 658-9141**Attorney Dkt. #:** 00124-01087-US**PAGES (Including Cover Sheet):** 14**CONTENTS:** Fee Transmittal (1 page);  
Copy of Notice to File Missing Parts (2 pages);  
Declaration and POA for Patent Application (4 pages);  
Response to Notice to File Missing Parts of Application (2 pages);  
IDS (Citation) by Applicant (15 References) (1 page);  
Information Disclosure Statement (2 pages);  
Certificate of Transmission under 37 CFR 1.8 (1 page); and  
Charge \$130.00 to deposit account 03-2775.

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (302) 658-9141 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

**CONNOLLY BOVE LODGE & HUTZ LLP**  
1007 North Orange Street, P.O. Box 2207, Wilmington, Delaware 19899  
Telephone: (302) 658-9141 Facsimile: (302) 658-5614

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OCT 27 2004  
O I P E / J C W S



PTO/SB/97 (12-97)  
Approved for use through 9/30/00. OMB 0851-0031  
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.  
Application No. 10/710,981-Conf. #4980 Attorney Docket No. 00124-01087-US

## Certificate of Transmission Under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States  
Patent and Trademark Office 703/746-4060

on October 26, 2004  
Date

  
Signature

Valerie J. Murphy  
Typed or printed name of person signing Certificate

**Note:** Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Fee Transmittal (1 page);  
Copy of Notice to File Missing Parts (2 pages);  
Declaration and POA for Patent Application (4 pages);  
Response to Notice to File Missing Parts of Application (2 pages);  
IDS (Citation) by Applicant (15 References) (1 page);  
Information Disclosure Statement (2 pages); and  
Charge \$130.00 to deposit account 03-2775.



Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130.00

## Complete if Known

Application Number 10/710,981-Conf. #4980  
Filing Date August 16, 2004  
First Named Inventor Ian C. Barkhouse  
Examiner Name Not Yet Assigned  
Art Unit N/A  
Attorney Docket No. 00124-01087-US

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number

03-2775

Deposit Account Name

Connolly Bove Lodge & Hutz LLP

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayment(s)

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	130.00
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,530	2254	765	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or reissue)	
1502	490	2502	245	Design issue fee	
1503	660	2503	330	Plant issue fee	
1480	130	1480	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1808	180	1808	180	Submission of Information Disclosure Stmt.	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 130.00

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	790	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	650	2003	275	Plant filing fee	
1004	790	2004	395	Reissue filing fee	
1005	180	2005	90	Provisional filing fee	

SUBTOTAL (1) (\$) 0.00

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	-20** =	Extra Claims	Fee from below	Fee Paid
18				0.00
Independent Claims	-5** =			
5				0.00
Multiple Dependent				

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	88	2201	44	Independent claims in excess of 3	
1203	300	2203	150	Multiple dependent claim, if not paid	
1204	88	2204	44	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$) 0.00

\*\*or number previously paid, if greater; For Reissues, see above

## SUBMITTED BY

Name (Print/Type) Patricia Smink Rogowski Registration No. (Attorney/Agent) 33,791 Telephone (302) 658-9141  
Signature *Patricia Smink Rogowski* Date October 26, 2004



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (e) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/710,981	08/16/2004	Ian Barkhouse	00124-01087-US

23418  
CONNOLLY BOVE LODGE & HUTZ, LLP  
P O BOX 2207  
WILMINGTON, DE 19899

CONFIRMATION NO. 4980

## FORMALITIES LETTER



\*OC000000013834661\*

Date Mailed: 09/17/2004



## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

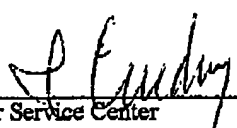
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

OCT. 26. 2004 5:10PM

NO. 4337 P. 14  
Page 2 of 2

  
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Initial Patent Examination Division (703) 308-1202

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